## **EXHIBIT A** RICHARD ALEXANDER, Cal. Bar #48432 2 JEFFREY W/ RICKARD, Cal. Bar #125180 RYAN M. HAGAN, Cal Bar #200850 3 ALEXANDER, HAWES & AUDET, LLP 152 North Third Street, Suite 600 4 San Jose, CA 95112 Telephone: (408) 289-1776 5 Facsimile: (408) 287-1776 Attorneys for Plaintiff(s) 6 RANDALL C. CREECH, Cal. Bar #65542 7 CREECH, LIEBOW & KRAUS 8 333 West San Carlos Street **Suite 1600** 9 San Jose, CA 95110 Telephone: (408) 993-9911 10 Facsimile: (408) 993-1335 11 THOMAS M. CARNEY, admitted pro hac vice CAROL A. RUTTER, admitted pro hac vice 12 HUSCH & EPPENBERGER, LLC 190 Carondelet Plaza, Suite 600 13 St. Louis, MO 63105-3441 Telephone: (314) 480-1500 14 Facsimile: (314) 480-1505 **Attorneys for Defendant Olin Corporation** 15 16 UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF CALIFORNIA - SAN JOSE DIVISION 17 JEFFREY WELLS AND Case No.: C 03-01684 RMW 18 SUSAN WELLS, STIPULATION FOR DISMISSAL WITH 19 PREJUDICE OF DEFENDANT OLIN Plaintiffs, **CORPORATION BY PLAINTIFFS** 20 JEFFREY WELLS AND SUSAN WELLS v. 21 OLIN CORPORATION, et al., 22 23 Defendants. 24 25 Pursuant to Fed.R.Civ.P. 41(a)(2), Plaintiffs Jeffrey Wells and Susan Wells and 26 Defendant Olin Corporation hereby request that this Court, pursuant to Fed. R. Civ. P. 27 41(a)(2), enter an Order dismissing with prejudice all claims asserted by Plaintiffs Jeffrey 28

Stipulation of Dismissal with Prejudice of Defendant Olin Corporation by Plaintiffs

Jeffrey Wells and Susan Wells - 1

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| 1  | Wells and Susan Wells as to defendant Olin Corporation. All parties to bear their own costs |
| 2  | and legal fees incurred to date in this action.   |
| 3  | Dated: 2/4/05   |
| 4  |   |
| 5  | Respectfully submitted,   |
| 6  | respectanty submitted,  |
| 7  | ALEXANDER, HAWES & AUDET, LLP   |
| 8  | Du LA.  |
| 9  | By: CHARD D ALEXANDER, Cal. Bar #48432  |
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| 15 | HUSCH & EPPENBERGER, LLC  |
| 16 |   |
| 17 | By: <u>/s/ Carol A. Rutter</u> THOMAS M. CARNEY, admitted <i>pro hac vice</i>               |
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## UNITED STATES DISTRICT COURT 1 NORTHERN DISTRICT OF CALIFORNIA - SAN JOSE DIVISION 2 JEFFREY WELLS AND SUSAN 3 Case No.: C 03-01684 RMW WELLS, ORDER DISMISSING WITH 4 PREJUDICE DEFENDANT OLIN Plaintiffs, 5 **CORPORATION BY PLAINTIFFS** JEFFREY WELLS AND SUSAN WELLS v. 6 7 OLIN CORPORATION, et al., 8 Defendants. 9 10 THIS MATTER coming on the motion of Plaintiffs Jeffrey Wells and Susan Wells 11 and Defendant Olin Corporation, for an order of dismissal with prejudice against the 12 defendant OLIN CORPORATION, pursuant to Fed. R. Civ. P. 41(a)(2): 13 IT IS HEREBY ORDERED 14 Plaintiffs Jeffrey Wells and Susan Wells's claims against Defendant Olin 15 16 Corporation are dismissed with prejudice, pursuant to Fed. R. Civ. Pro. 41(a)(2). Each party 17 shall bear their own costs and legal fees incurred to date in this action. 18 SO ORDERED: 19 AUG 11 2005 Ronald m. wayte 20 21 22 23 24 25 26 27 28

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